

REMARKS

This Amendment is being filed in response to the Final Office Action mailed July 24, 2008, which has been reviewed and carefully considered. Reconsideration and allowance of the present application in view of the remarks to follow are respectfully requested.

In the Final Office Action, claims 1-5 are rejected under 35 U.S.C. §102(b) as allegedly anticipated by U.S. Patent Application Publication No. 2002/0078144 (Lamkin). It is respectfully submitted that claims 1 and 3-5 are patentable over Lamkin for at least the following reasons.

Lamkin is directed to presentation of media content from multiple media. Lamkin discloses an embedded browser that supports two types of cookies, namely system cookies and general-purpose cookies. As recited in paragraphs [0095], [0099] and [0103], a movie (provided on the DVD) and text/graphics (i.e., HTML content from the Internet) are synchronized together and displayed concurrently.

It is respectfully submitted that, the present invention as

recited in independent claim 1, and similarly recited in independent claims 3-4, amongst other patentable elements, recites (illustrative emphasis provided):

providing, in an off-line session, the additional carrier data as a function of the user data,

updating the user data to reflect a latest off-line action of the user,

providing, in an on-line session, additional remote data from a remote unit as a function of the user data, the remote unit being connected to the recording and/or reproducing device via a network, and

updating the user data to reflect a latest on-line action of the user so that a viewing experience of the user is consistent during both the off-line session and the on-line session and same customization features are provided when the additional carrier data are coming from the information carrier or when the additional remote data are coming from the remote unit.

Updating the very same user data to reflect both the latest and off-line and on-line user actions so that a viewing experience of the user is consistent during both off-line and on-line sessions, and same customization features are provided when the additional carrier data are coming from the information carrier or from the remote unit are nowhere disclosed or suggested in Lamkin.

Rather, Lamkin merely discloses to have two types of cookies or to synchronize HTML text/graphics with DVD-video for concurrent display of both the HTML and video contents. Lamkin is completely

silent about any updating of the very same cookie to reflect both off-line and on-line user actions, let alone doing so to provide a consistent viewing experience during both off-line and on-line sessions, with same customization features when the additional carrier data are coming from the information carrier or from the remote unit. Lamkin is not even concerned with any viewing experience during both off-line and on-line sessions. Rather, Lamkin is merely concerned with synchronizing and displaying together a movie (from a DVD) and HTML content (from the Internet).


Accordingly, it is respectfully submitted that independent claims 1 and 3-4 should be allowable, and allowance thereof is respectfully requested. In addition, it is respectfully submitted that claim 5 should also be allowed at least based on their dependence from amended independent claim 1.

In addition, Applicants deny any statement, position or averment of the Examiner that is not specifically addressed by the foregoing argument and response. Any rejections and/or points of argument not addressed would appear to be moot in view of the presented remarks. However, the Applicants reserve the right to submit further arguments in support of the above stated position,

should that become necessary. No arguments are waived and none of the Examiner's statements are conceded.

In view of the above, it is respectfully submitted that the present application is in condition for allowance, and a Notice of Allowance is earnestly solicited.

Respectfully submitted,

By   
Dicran Halajian, Reg. 39,703  
Attorney for Applicant(s)  
September 23, 2008

**THORNE & HALAJIAN, LLP**  
Applied Technology Center  
111 West Main Street  
Bay Shore, NY 11706  
Tel: (631) 665-5139  
Fax: (631) 665-5101